

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – MA&UD Department - Allegation of irregularities in execution of C.C. roads and construction of Municipal Office Building etc., at Chirala Municipality - Departmental action initiated against Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality - Enquiry conducted – Imposed a penalty of stoppage of One (1) Annual Grade Increment with cumulative effect against the charged officer – C.O. Appealed against Punishment– Punishment Dropped – Orders - Issued.

=====

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.II) DEPARTMENT

G.O.RT.No. 259

Dated: 01-06-2021.
Read the following:

- 1) From the General Administration (V&E) Department, Vigilance Report No.83 (1225/V&E/E1/2007), dated.28.07.2010.
- 2) G.O.Rt.No.690, MA&UD (E1) Department, dated.13.06.2011.
- 3) Served Copy of Sri S.Venkata Krishna, then Municipal Commissioner, Chirala Municipality received through the DMA., A.P., Hyderabad, Lr.Roc.No.16313/2010-E1, dated.07.07.2011.
- 4) G.O.Rt.No.337, MA&UD (E1) Department, dated.24.02.2014.
- 5) From Sri R.Ankaiah, SE (PH) & Enquiry Officer, Letter No.35/Con/Estt/2015, dated.19.06.2015.
- 6) Govt.Memo.No.16337/Vig.I/2010, dated.24.11.2015.
- 7) Written representation of Sri S.Venkata Krishna, Municipal Commissioner, Ongole Municipal Corporation (former MC, Chirala), dated.08.03.2017.
- 8) Govt. Letter No.16337/Vig.II-2/2010, dated.27.12.2017.
- 9) From the Secretary, APPSC., Hyderabad, Lr.No.41/DC&C/2018, dated.05.04.2018.
- 10)G.O.Rt.No.715, MA&UD (Vig.II) Department, dated.23.07.2018.
- 11)Appeal petition of Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality, dated. 05.10.2020.

-oOo-

ORDER:

Whereas, in the reference 1st cited, the G.A. (V&E) Department have enquired into the allegations of irregularities in execution of C.C. roads and construction of Municipal Office Building etc., at Chirala Municipality and recommended to initiate disciplinary action against Sri S.Venkata Krishna, the then Municipal Commissioner and three (3) others of Chirala Municipality.

2. In the G.O. 2nd read above, Government have initiated disciplinary action against the accused officer Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality, by issuing articles of charges against him with a direction to submit his Written Statement of Defence. In the reference 3rd read above, the Director of Municipal Administration, A.P., Hyderabad has furnished the served copy of G.O. served on Sri S.Venkata Krishna, the then MC, Chirala Municipality.

3. In the reference 4th read above, Government have appointed Sri R.Ankaiah, Superintending Engineer (PH), Nellore Division, Nellore as an Enquiry

(Cont..2)

::2:

Officer, to enquire into the charges framed against all the four (4) charged officers including Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality. In the reference 5th read above, the Enquiry Officer has submitted enquiry report and held that out of three charges framed against Sri S.Venkata Krishna, one charge is held proved in the enquiry.

4. In the reference 6th read above, while communicating a copy of enquiry report, the charged officer Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality was directed to submit his written representation, within (15) days. In the reference 7th read above, Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality has submitted his written representation duly requesting to drop further action against him.

5. Government examined the written representation of the delinquent officer and following due procedure, imposed a penalty of stoppage a penalty of stoppage of One Annual Grade Increment with cumulative effect against Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality vide reference 10th read above..

6. Where as, in the reference 11th read above, Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality has appealed for withdrawing the punishment of stoppage of one increment with cumulative effect imposed against him. Among others, he has stated that Vigilance officials during the enquiry had not perused the A.P.Municipal Act and Manual of Role and responsibilities of various functionaries of ULBs and all the vigilance officials participated in the enquiry are Engineers only. Making Part payment on the recommendation of the competent Technical officer is not prohibited by any act, Rules or Government instructions or Codal Provisions. The only objection of enquiry is not to make payment to the work without approval of deviation from the competent authority for which he had not quoted by authority to make the Commissioner responsible for the same. It is the duty of the technical authority to check up whether payment can be done for the deviated portion of work before obtaining approval from competent authority as per rules or not. The recommendations of the competent authority is sufficient for releasing payment. He has also mentioned that, some additions were suggested by the APUFIDC Authorities during their inspection on 07.03.2006 by which time most of the approved work was completed. The deviation suggested by them is an additional one. Hence, the enquiry report had not considered the above facts. The deviation of the estimate has been ratified further and therefore requested to reconsider his case and withdraw the punishment of stoppage of one increment with cumulative effect, imposed on him.

7. Government have examined the appeal petition and observed that the inquiry officer established only the procedural violation on the part of delinquent officer established only the procedural violation on the part of delinquent officer and that there is no financial loss to public exchequer. The part payment was made less than the earlier approved worth. It was also found that the deviation of the estimate has also been ratified further in the matter. Hence it has decided to withdraw the penalty of stoppage of One Annual Grade Increment with cumulative effect imposed against Sri S.Venkata Krishna, the then Municipal

(Cont..3)

::3::

Commissioner, Chirala Municipality and to warn him to be careful in future in performing his legitimate duties.

8. Accordingly, Government hereby order to withdraw a penalty of stoppage of One Annual Grade Increment with cumulative effect imposed against Sri S.Venkata Krishna, the then Municipal Commissioner, Chirala Municipality and he is warned to be careful in future in performing his legitimate duties

9. The Commissioner & Director of Municipal Administration, A.P., Guntur shall take further necessary action in the matter accordingly.

10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri S.Venkata Krishna, the then Municipal Commissioner,
Chirala Municipality , Presently Working as Municipal Commissioner,
Nandyala -**through** the DMA, A.P., Guntur.

The Commissioner & Director of Municipal Administration, A.P., Guntur.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER.